

**UNITED STATES DISTRICT COURT**

EASTERN DISTRICT OF CALIFORNIA

THADIUS J. HOLLAND,

Plaintiff,

v.

TORRES, *et al.*,

Defendants.

Case No. 1:24-cv-00557-BAM (PC)

ORDER DENYING MOTION TO PROCEED  
*IN FORMA PAUPERIS* WITHOUT  
PREJUDICE  
(ECF No. 2)

ORDER TO SUBMIT **PRISONER**  
APPLICATION TO PROCEED *IN FORMA*  
*PAUPERIS* OR PAY FILING FEE

**THIRTY (30) DAY DEADLINE**

Plaintiff Thadius J. Holland ("Plaintiff") is a state prisoner proceeding *pro se* in this civil rights action under 42 U.S.C. § 1983. Plaintiff initiated this action on May 10, 2024, (ECF No. 1), together with a motion to proceed *in forma pauperis*, (ECF No. 2).

Plaintiff's complaint indicates that Plaintiff was in custody at the time this action was filed. However, Plaintiff's motion does not contain a signed authorization permitting withdrawals from his inmate trust account. Therefore, Plaintiff has completed the wrong version of the *in forma pauperis* application. Plaintiff must submit the correct form, completed and signed, together with a certified copy of his trust account statement, if he wishes for his application to be considered.

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Accordingly, IT IS HEREBY ORDERED as follows:

1. Plaintiff's motion to proceed *in forma pauperis*, (ECF No. 2), is DENIED, without prejudice;
2. The Clerk of the Court is directed to serve this order and a **prisoner** application to proceed *in forma pauperis* on Plaintiff;
3. Within **thirty (30) days** from the date of service of this order, Plaintiff shall file the attached application to proceed *in forma pauperis* for a prisoner, completed and signed, together with a certified copy of his trust account statement, or in the alternative, pay the \$405.00 filing fee for this action; and
4. **Plaintiff is warned that the failure to comply with this order will result in dismissal of this action, without prejudice.**

IT IS SO ORDERED.

Dated: May 13, 2024

/s/ Barbara A. McAuliffe  
UNITED STATES MAGISTRATE JUDGE